

STATE OF NORTH CAROLINA  
WAKE COUNTY

FILED IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
18 CVS 014001

COMMON CAUSE, et al.

PLAINTIFFS,

v.

Representative DAVID R. LEWIS,  
In his official capacity as Senior  
Chairman of the House Select  
Committee on Redistricting, et al.,

DEFENDANTS.

2019 AUG 30 P 3:57

FILED

WAKE COUNTY

CLERK

**MOTION FOR REVIEW OF CERTIFIED COPIES OF NUECES COUNTY  
DOCUMENTS**

NOW COMES Nueces County, a non-party to the above-referenced matter,  
and makes and files this Motion for Review of Certified of Copies of Nueces County  
Documents, and would show:

1. After August 20, 2019, Nueces County Judge Barbara Canales received a letter ("Letter") dated August 20, 2019 from Robert Hunter (of the law firm Higgins Benjamin). The Letter is attached hereto as Exhibit 1.
2. The Letter recites that a review of the "Hofeller Files" has apparently revealed documents belonging to Nueces County. Nueces County is one of two hundred fifty-four counties in the State of Texas.
3. The Letter recites that the Higgins Benjamin law firm "cannot show [Nueces County] these files or describe their content because [the files] are currently designated under a protective order."

4. The Letter suggests that Nueces County file a motion to seek leave to review its files.

5. This motion is filed to request that certified copies of all files thought to belong to Nueces County be provided to Nueces County Judge Barbara Canales for her review.<sup>1</sup>

6. Non-party Nueces County further moves that this Court enter an Order that no original documents which belong to Nueces County be destroyed or altered without a notice to Nueces County and an opportunity to be heard.

7. Non-party Nueces County further moves that the certified copies of documents which appear to be or are the property of Nueces County be produced within ten days from the day of this Motion.

WHEREFORE, non-party Nueces County moves that this Motion be granted and that certified copies of documents belonging to Nueces County be provided to County Judge Barbara Canales within ten days of this motion, that that no original documents which belong to Nueces County be destroyed or altered without a notice to Nueces County and an opportunity to be heard; and for such other and further relief to which Nueces County may be justly entitled.

---

<sup>1</sup> Inasmuch as Nueces County Judge Barbara Canales and the four (4) other County Commissioners have not yet seen the files, Nueces County takes no position by the filing of this motion as to the confidentiality of the documents in the files.

This the 30 day of August, 2019.

ABRAMS & ABRAMS, P.A.

A handwritten signature in black ink, appearing to read 'Douglas B. Abrams', written over a horizontal line.

Douglas B. Abrams

State Bar No. 8621

Noah B. Abrams

State Bar No. 38735

1526 Glenwood Avenue

Raleigh, NC 27608

Telephone: (919) 755-9166

Facsimile: (919) 755-9396

dabrams@abramslawfirm.com

nabrams@abramslawfirm.com

*Counsel for Non-Party Nueces  
County, Texas*

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing *MOTION FOR REVIEW OF CERTIFIED COPIES OF NUECES COUNTY DOCUMENTS* was served upon all parties by email and U.S. mail to the following:

Edwin M. Speas, Jr.  
Caroline P. Mackie  
Poyner Spruill LLP  
P.O. Box 1801  
Raleigh, NC 27602  
espeas@poynerspruill.com  
cmackie@poynerspruill.com  
*Counsel for Common Cause,  
The North Carolina Democratic  
Party, and Individual Plaintiffs*

R. Stanton Jones  
David P. Gersch  
Elisabeth S. Theodore  
Daniel F. Jacobson  
Arnold & Porter Kaye Scholer LLP  
601 Massachusetts Ave., NW  
Washington, DC 20001-3743  
Stanton.jones@arnoldporter.com  
David.gersch@arnoldporter.com  
Daniel.jacobson@arnoldporter.com  
Elisabeth.theodore@arnoldporter.com  
*Counsel for Common Cause and  
Individual Plaintiffs*

Marc E. Elias  
Aria C. Branch  
Abha Khanna  
Perkins Coie LLP  
700 13<sup>th</sup> Street NW, Suite 600  
Washington, D.C. 20005-3960  
melias@perkinscoie.com  
abbranch@perkinscoie.com  
akhanna@perkinscoie.com  
*Counsel for Common Cause and  
Individual Plaintiffs*

Phillip J. Strach  
Michael McKnight  
Alyssa Riggins  
Ogletree Deakins  
4208 Six Forks Rd., Suite 1100  
Raleigh, NC 27609  
Phillip.strach@ogletree.com  
Michael.mcknight@ogletree.com  
Alyssa.riggins@ogletree.com  
*Counsel for Legislative Defendants*

Mark E. Braden  
Richard Raile  
Trevor Stanley  
Katherine McKnight  
Elizabeth Scully  
Erica Prouty  
Baker & Hostetler LLP  
1050 Connecticut Avenue, NW, Suite 1100  
Washington, DC 20036-5304  
rraile@bakerlaw.com  
mbraden@bakerlaw.com  
tstanley@bakerlaw.com  
kmcknight@bakerlaw.com  
escully@bakerlaw.com  
eprouty@bakerlaw.com  
*Counsel for Legislative Defendants*

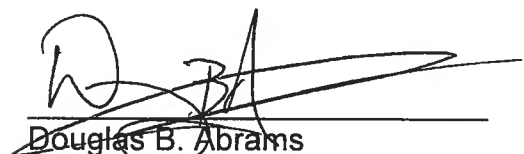
Katelyn Love  
NC State Board of Elections  
P.O. Box 27255  
Raleigh, NC 27611-7255  
legal@ncsbe.gov  
*Counsel for the State Board of Elections*

Stephanie A. Brennan  
Amar Majmundar  
Paul Cox  
North Carolina Dept. of Justice  
P.O. Box 629  
Raleigh, NC 27602-0629  
sbrennan@ncdoj.gov  
amajmundar@ncdoj.gov  
pcox@ncdoj.gov  
*Counsel for the State of NC  
and members of the State Board  
of Elections*

John E. Branch, III  
Nathaniel J. Pencook  
Andrew D. Brown  
Shanahan Law Group, PLLC  
128 E. Hargett Street, Suite 300  
Raleigh, NC 27601  
jbranch@shanahanlawgroup.com  
npencook@shanahanlawgroup.com  
abrown@shanahanlawgroup.com  
*Counsel for Defendant - Intervenor*

This the 30 day of August, 2019.

ABRAMS & ABRAMS, P.A.



Douglas B. Abrams  
Noah B. Abrams  
1526 Glenwood Avenue  
Raleigh, NC 27608  
Telephone: (919) 755-9166  
Facsimile: (919) 755-9396  
dabrams@abramslawfirm.com  
nabrams@abramslawfirm.com  
*Counsel for Non-Party Nueces  
County, Texas*